**UNITED STATES BANKRUPTCY COURT**
**EASTERN DISTRICT OF MICHIGAN**
**SOUTHERN DIVISION - DETROIT**

IN THE MATTER OF:

JONATHAN AND SHIRLEY CARTWRIGHT
, Debtor(s).

______________________________________/

CHAPTER 13
CASE NO.: 13-55539
JUDGE: SHAPERO

**ORDER DISMISSING CHAPTER 13 CASE**

This matter having come on for hearing before the Court with due notice having been provided, the Court finds it appropriate to enter this Order based upon one of the following paragraphs so indicated:

☐ A motion to dismiss case brought by the Chapter 13 Trustee, pursuant to 11 U. S. C. §1307(c).
☐ A request for the voluntary dismissal of the case, made by debtor (s) on the record or by written request filed with the Court.
☐ An oral motion to dismiss by the Chapter 13 Trustee and not opposed by the debtors who were present personally or by counsel.
☐ Upon the denial of confirmation of the debtor(s) Chapter 13 Plan by the Court and denial of further time by the Court to propose another Plan, the reasons having been stated on the record.
☐ For failure to pursuant to a Hearing on the Court's Order to Show Cause regarding same.
☒ **For failure to comply with the terms and conditions set forth in the Order Adjourning the Confirmation hearing entered on or about 12/9/13 by failing to become 100% current on Trustee records by 2/24/14; the Trustee representing to the Court by the presentation of this Order for entry that the debtor as of 2/25/14 has a 19% payment history on Trustee records.**

**IT IS HEREBY ORDERED** that the within case is dismissed and the automatic stays issued pursuant to 11 U. S. C. §§ 362 and 1301 are hereby terminated;

**IT IS FURTHER ORDERED** that the Clerk's Office shall immediately provide notice of the entry of this Order to all interested parties and the attorney for the debtor(s), if any.

**IT IS FURTHER ORDERED** that TAMMY L. TERRY, TRUSTEE, is discharged as Trustee and the Trustee of her surety are released from any and all liability on account of the within proceedings;

**IT IS FURTHER ORDERED** that in the event that the Chapter 13 Plan has not been confirmed, the Trustee shall be allowed an administrative expense of $100.00 to be paid after payment of fees to the Clerk of Court to defray the Trustee's costs and expenses of administering the case to date;

**IT IS FURTHER ORDERED** that the debtor(s) attorney shall be awarded the total sum of **FEE APP** as compensation. The Trustee shall pay this sum, less any amount paid previously, after payment of Clerk's and Trustee's fees, to the extent funds are available.

**Signed on February 27, 2014**

**/s/ Walter Shapero**
**Walter Shapero**
**United States Bankruptcy Judge**